

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

BIOTECHNOLOGY VALUE FUND, L.P.,  
BIOTECHNOLOGY VALUE FUND II,  
L.P., INVESTMENT 10, L.L.C., BVF  
INVESTMENTS, L.L.C.; BVF INC., and  
BVF X, LLC,

Plaintiffs,

v.

CELERA CORPORATION, CREDIT  
SUISSE SECURITIES (USA) LLC,  
KATHY ORDOÑEZ, RICHARD H.  
AYERS, WILLIAM G. GREEN, PETER  
BARTON HUTT, GAIL M. NAUGHTON,  
WAYNE I. ROE, and BENNETT M.  
SHAPIRO,

Defendants.

No. C 13-03248 WHA

**REQUEST FOR ADDITIONAL  
BRIEFING**

Both parties are requested to respond to the following questions in **FIVE PAGES OR LESS**  
**BY 6:00 A.M. ON JANUARY 13, 2015.**


Does the summary judgment record show the percentage of shareholders who voted for  
the sale? Was a simple majority all that was required?

Did plaintiffs vote against the sale? Does the summary judgment record show this?

What difference should appraisal rights make?

What is plaintiffs' proof in the summary judgment record that had the corrected  
information been revealed, a sufficient number of yes-vote stockholders would have changed  
their votes to no to defeat the deal?

Dated: January 12, 2015.

  
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WILLIAM ALSUP  
UNITED STATES DISTRICT JUDGE